

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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:
IN RE REFCO, INC. SECURITIES LITIGATION :
:
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07 MDL 1902 (JSR)

THOMAS H. LEE EQUITY FUND V, L.P., :
THOMAS H. LEE PARALLEL FUND V, L.P., :
and THOMAS H. LEE EQUITY (CAYMAN) :
FUND V, L.P., :

07 Civ. 6767 (JSR)

Plaintiffs,

v.

MAYER, BROWN, ROWE & MAW LLP,
and JOSEPH P. COLLINS,

Defendant.

**CORRECTED DECLARATION
OF THOMAS G. WARD IN
SUPPORT OF MOTION
TO ENTER A BAR ORDER**

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I, THOMAS G. WARD, declare as follows:

1. I am a partner of the law firm of Williams & Connolly LLP, attorneys for Defendant Mayer Brown LLP in *Thomas H. Lee Equity Fund V, L.P. v. Mayer, Brown, Rowe & Maw LLP*, 07 Civ. 6767 (JSR) (the “Action”), and a member in good standing of the bar of this Court. I submit this declaration in support of Mayer Brown’s Motion To Enter a Bar Order in the above-captioned matter.

2. The Action and disputes among the parties regarding the subject matter of the Action have been settled to the satisfaction of the parties without admission of liability by any party.

3. Plaintiffs consent to the relief requested in Mayer Brown’s motion.

4. Attached hereto as Exhibit A is a Proposed Bar Order.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

Dated: Washington, D.C.
September 13, 2010

/s/ Thomas G. Ward
Thomas G. Ward (TW-6255)
WILLIAMS & CONNOLLY LLP
725 Twelfth Street, N.W.
Washington, D.C. 20005
(202) 434-5000

Attorney for Defendant Mayer Brown LLP

Exhibit A

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

IN RE REFCO INC. SECURITIES LITIGATION

No. 07 MDL 1902 (JSR)

THOMAS H. LEE EQUITY FUND V, L.P.,
THOMAS H. LEE PARALLEL FUND V, L.P.,
and THOMAS H. LEE EQUITY (CAYMAN)
FUND V, L.P.,

Plaintiffs,

V.

No. 07 Civ. 6767 (JSR)

MAYER, BROWN, ROWE & MAW LLP and
JOSEPH P. COLLINS,

Defendants.

[PROPOSED] BAR ORDER

WHEREAS, the parties to the action *Thomas H. Lee Equity Fund V, L.P. v. Mayer, Brown, Rowe & Maw LLP*, 07 Civ. 6767 (JSR) (the “Action”), have filed a Joint Stipulation Of Dismissal With Prejudice;

IT IS HEREBY ORDERED that all claims for contribution by or against the defendants in this action arising out of this Action are barred, enjoined and finally discharged as provided by 15 U.S.C. § 78u-4(f)(7)(A). Nothing herein precludes defendants' ability to argue or seek any bar on contribution claims as may be provided by applicable federal or state statutes or common law.

SO ORDERED.

Dated: September ___, 2010
New York, NY

Hon. Jed S. Rakoff
United States District Judge